IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 17TH JULY 2007 / 26TH ASHADHA 1929

Tr.P(C).No. 159 of 2007()

OP.159/2007 of FAMILY COURT, KASARAGOD

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: PETITIONER

REETHA, D/O.KUNHAMBU VAIDYAR (LATE),
REETHA BHAVAN, KUTHUPARAMBA AMSOM,
NARAVOOR DESOM, P.O.KUTHUPARAMBA, THALASSERI TALUK

BY ADV. SRI.K.V.PAVITHRAN
SRI.JAYANANDAN MADAYI PUTHIYAVEETTIL

RESPONDENT:

K.KUMARAN, S/O.AMBU VAIDYAR,
AYURVEDIC PHYSICIAN, GANESH BHAVAN,
ATHIYAMBUR, NALLA VILLAGE,
HOSDURG TALUK.

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N.KRISHNAN, J

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Tr.P.(C) No.159 OF 2007

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Dated this the 17th day of July, 2007

JUDGMENT

This transfer petition is filed for a direction to transfer O.P.No.159 of 2007 from the Family Court, Kasargod to the Family Court, Kannur. The wife is the petitioner. The unfortunate lady is facing a matrimonial dispute just 64 days after the marriage for declaring the marriage as null and void. She has no financial stability and there are no other persons to accompany her to the Family Court at Kasargod. It is submitted that she is a resident of Kuthuparamba, within the jurisdiction of the Family Court, Kannur and she has to travel 132 kilometers to reach the Family Court at Kasargod and 26 KMs. to reach the Family Court at Kannur. It is submitted that the husband is residing at Kanhangad and by transferring the O.P. from Kasargod to Kannur would be beneficial to the petitioner without causing much hardship to the respondent.

2. As far as the petitioner is concerned, she has to travel 132 Kms. and for financial stringency and absence of anybody to accompany her on each and every occasion to attend the court at Kasargod, it is causing

considerable difficulty. As far as the husband is concerned, he need travel only an additional distance of 36 kms. Therefore, I direct the Family Court, Kasargod to transfer O.P.159 of 2007 pending before that court to the Family Court at Kannur. Since I am satisfied about the grounds, no notice is issued to the other side and the Family Court, Kasargod is directed to intimate the petitioner therein about the transfer of O.P.No.159/2007.

Tr.P.C. is disposed of as above.

M.N.KRISHNAN, JUDGE

Cdp/-